PRICE ONE CENT.

NEW YORK, FRIDAY, FEBRUARY 23, 1894.

PRICE ONE CENT.

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COL. JAMES ARGUING BEFORE JUSTICE CULLEN.

The crowd was made up principally of Gravesenders and McKane sympathisers who yearned for one more look at their deposed chief.

McKane was taken down from Raymond Street Jail by Sheriff Buttling in a carriage, arriving at the Court-House a few minutes before 9 o'clock. The exboss was taken at once to Sheriff Buttling in a few minutes before 9 o'clock. The exboss was taken at once to Sheriff Buttling's private office, where he was seen by an "Evening World" reporter.

McKane's appearance gave the lie to the stories that he is a physical wreck and would soon succumb to the routine of prison life.

His cheeks were rosy, and he looked well-groomed and contented. He walked from the carriage to the Sheriff's office with a firm step. While passing through the lower corridor of the Court-House. McKane nodded to several acquaintances who were waiting for him.

While waiting in the Sheriff's office for the arrival of Justice Cullen, Mc-

McKane nodded to several acquaintances who were waiting for him.

While waiting in the Sheriff's office for the arrival of Justice Cullen, McKane was visited by Lawyer Roderick and Stryker Williamson, who have not let a day pass since the ex-king was convicted without spending several hours in his company.

By the time McKane was taken into court by Sheriff Buttling, at 9.45, the crowd had taken possession of every seat in the court-room, both downstairs and in the gallery.

The big array of counsel on both sides arrived a few minutes later.

The crowd of twenty-four Gravesend election inspectors and town officers who were to plead to the indictments found against them by the January Extraordinary Grand Jury filed into court about this time and distributed themselves about wherever they could find places.

There was some speculation as to whether or not McKane would be alioned to be present during the argument for a certificate of reasonable doubt upon which the defense based its hopes of keeping McKane out of Sing Sing.

Justice Cullen suggested that the members of the Gravesend Town Board be called upon to plead first to the indictments arguments reply to Col. James's reply to Col. James's reply to Col. James's reply to Col. James had finished, Rehard Driver, a colored man, charged with having tried to buy votes in Brooklyn on the election day, was taken into court on a bench warrant, and pleaded not guilty. Driver was held in \$1,500 bail for trial. Ex\_Judge Troy then contradicted the report that he had withdrawn from the defense of McKane by supplementing Col. James's argument by a very able presentation of turther facts upon which, in the estimation of the defense to the certificate of reasonable doubt.

When ex\_Judge Troy then contradicted the report that he had withdrawn from the defense of McKane was ample ground for granting the coverificate of reasonable doubt.

When ex\_Judge Troy had finished, Deprive was held in \$1,500 bail for trial.

Ex\_Judge Troy then contradicted the report that he had withdrawn

doubt upon which the defense based its hopes of keeping McKane out of Sing Justice Cullen suggested that the members of the Gravesend Town Board becalled upon to plead first to the indictment against them for omission of duty under the election laws. The names of John Y. McKane, Richard V. B. Newton, Kenneth F. Sutherland, Jacques F. Siryker and William J. Gladding were called.

All answered except Justice Sutherland that his client would be on hand later. Lawyer Roderick interposed a demurrer in the case of McKane, and Lawyers Backus and Glendenning took the same bourse in the cases of the four other members of the Town Board.

A survey of the audience in the courtment of the detectives and several policemen in plain clathes. It was afterwards learned that this was a precaution taken by the police at Deputy Attorney-General Shepard's suggestion.

Those who knew the great sympathy for McKane existing among his followers were not slow to catch the significance of the detectives' presence in the crowd. Col. E. C. James appeared to argue the motion for a certificate of reasonable doubt, and began to present his plea immediately after the Town Board's matter was disposed of.

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Col. James first stated that he was there to apply for a certificate of reasonable doubt, under section 537 of the Code of Criminal Procedure. He would, he said, present a brief containing citations bearing on the case. The arguments had been brought before Justice Gaynor and Justice Bartlett had signified their unwillingness to act in the matter.

The case, counsel continued, had at-

matter.
The case, counsel continued, had attracted widespread attention, and caused great public excitement.
'I shall, Your Honor, present the case only in its legal aspect, and I am sure that Your Honor 'will decide the matter from a purely legal standpoint."

Col. James drew the Court's attention to the fact that it was a new law under which McKane was convicted; in fact, it was the first case ever tried under the law.

the law was passed," continued Col.

"The law was passed," continued Col.

James, "in 1892, and the amendment on
which the conviction was predicted was
bassed Oct. 31, 1893. The alleged offense
was committed in the month of October,"

toher."

Col. James, after reviewing the case from all points and presenting to the Court several minor reasons for granting McKane a certificate of reasonable doubt, made a telling point.

He called the Court's attention to the fact that under existing laws had McKane personally mutilated, destroyed

matter be laid over, and it was. "What's the difference between the in force?" queried Commissioner Mc Clave. "It's a connundrum!" replied Presi-

dent Martin.

The only material change in the proposed amended rule was the insertion of the words "by the Hoard or the Superintendent of Police." There was no apparent attempt to consider the merit of the Superintendent's proposed amendment, which he said, if adopted, would make the rule of more value to the Department.

Following is the important paragraphs of Rule 221, as it now stands:

Captains shall wear the prescribed uniform at all times unless specially authorized to wear citisens' clothes by the Board or Superintendent

of Police.

Bergeauts, roundsmen, patrolmen and doormen
shall wear the prescribed uniform at all times
when their respective plateous are on patrol or
reserve duty, and when the off plateou may be
called on duty.

When either of the above snumerated members
of the force attends at any court as witnesses or

## PUSHING THE BUSHE PLANS. Rapid Transit Commissioners Discuss

the New Routes.

in recommending the genuine KEELEY DOUBLE CHLORIDE OF GOLD REMEDIES for Inchricty. Address Manager, 26 West 34th st. \*.\*

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Almanac

World

All the members of the Rapid Transit Commission, with the exception of Mr. Stelnway, met this afternoon and discussed in private session some of the details of the Bushe independent elevated plan.

It is understood that the plans are now very nearly ready for final adoption, and that they will soon be submitted to the Mayor and Common Council for their approval. All that remains to be done is to settle some little questions that have been all that they will soon be submitted to the mayor and Common Council for their approval. All that remains to be done is to settle some little questions that have been easily and they consider the consideration of the power of the House and the people of the country, and he warned the gentlemen that if they continued to frustrate the cubs of legislation they would be pulled down. Such a scene as occurred yesterday he had never before witnessed. He then went on in an impassioned way.

"I saw gentlemen here," said he shaking his head savagely and lifting his volce until it fairly rang through the hall, "disobey the rules and commands of this House. If that is not Anarchy and in shape for the city authorities to pass upon them, and that the Commission." "We in the House are the fountain the power of the House are the fountain."

"We in the House and back to course the private business and attend to the public business for which he was elected.

A great public question was before the House and the people of the country, and he warned the people of the country

structure.

It is expected that with three or four meetings more the drawings will all be in shape for the city authorities to pass upon them, and that the Commission will at once begin the prepartion of its report, which will accompany the plans.

Policeman John Hugan, of the Oak street sta-tion, was presented to the position of roundaman this afternoon by the Police Commissioners, and detailed to duty at the East Fifth street station.

Col. James Argues for a Certificate of Reasonable Doubt.

The Czar Demurs When Arraigned with Terminer before Justice Cullen's Court Thronged with Gravesenders and Detectives.

Justice Cullen's Court Thronged with Gravesenders and Detectives.

Fifty-five policemen, under command of Capt. Campbell, of the First Precinct. Only Justice Bartlet to the Justice Plate and Detectives.

Fifty-five policemen, under command of Capt. Campbell, of the First Precinct. Thous at 30 october this morning. The Low at 30 october this morning. The Court's attention to the Court of the First Precinct to the possession of the Brooklyn Court-thouse at 30 october this morning. The Court's attention was called to the Mich an hour later filled the building which an hour later filled the building which an hour later filled the building which an hour later filled the building when John Y. McKane was taken into the Court of Oyer and Terminer before Justice Edgar M. Cullen, to jake the first precinct of the Court's ratings on the evidence, and therefore and only the court of the first Precinct. Thouse at 30 october this morning. The first precinct of Capt. Campbell, of the First Precinct. Only the first Precinct to the Justice Bartlet of Court is ruining on the evidence, and therefore a manning to the precision of what Court is fast attended the charge given by Justice Bartlet to the Justice Hause at 30 october this morning. The court's attention was called to the first precinct to the Justice Edgar M. Cullen, to jake and the precision of what Col. James was into the Court of Oyer and Terminer before Justice Edgar M. Cullen, to jake the first precinct of two more indictments for violation of two more indictments for violation of two more indictments for violation of the selection laws an almost universal opinion of the previous of the selection

Republicans.
The previous question was voted down, 55 to 159.
Mr. Bland then offered as a substitute for Mr. Reed's motion a motion to discharge all members arrested by authority of the resolution passed by the House on the 19th inst. Mr. Reed made the point of order that Mr. Bland's amendment was not germane.

The point was argued at some length by Messrs. Reed, Bland and Johnson (Ind.), and finally culminating in a sensational denunciation of the Democratic filibuster by Mr. Bland.
Mr. Johnson made a long statement, going to show the absurdity of including his name in the list of those arrected. He explained that he had been present on the day when the resolution of arrest was passed, and that he assistant doorkeeper, who was given the warrant to serve told him that he knew he had been present and should not serve the warrant. He was sarprised to find thereafter when the return of the Sergeant-at-Arms was inside that his name was included among those arrested.

He was seeking neither notoriety nor

ested. He was seeking neither notoricty nor

rested.

He was seeking neither notoricity nor to pose as a martyr, but objected to going in the Record as absent and arrested when he had been neither absent nor under arrest. He insisted that if Mr. Biand's substitute was carried, he would have no redress. Each case should be taken up seriatim, and decided in accordance with the facts.

Mr. Biand, after Mr. Johnson's statement, decided to withdraw his substitute and confine it to the discharge from custody of Mr. Adams. On this modification of his motion he demanded to be heard. He got the floor, and delivered a scathing arraignment of his side of the House.

He realized, he said, that it was humiliating to be brought before the bar of the House in arrest. He recalled, however, an occasion in his own experience when, after voting all day, he had retired to the cloak room for a consultation with Senator Jones for an important conference and had missed the very roll-call on which an order of arrest had been issued.

He did not question the authority of the House on that occasion. It was his misfortune, not the fault of the House, and he had obeyed the order, had given his excuse and apologized. It was also hard, he also declared, to give leaves of absence and immediately revoke them and order the arrest of members. But public exigency sometimes required such a course.

nan, Chairman of the Democratic Cau-The House had been deadlocked fo cus Committee, said this morning that he thought the caucus would be insisted upon, and that the call would be issued for a caucus Monday morning, in ac-cordance with the terms of the request circulated yesterday. Alfred A. Ray, jewettelr, of 25s Elighth aven

plause.)
"We in the House are the fountain source of order, the law-making lody. Shall we resolve ourselves into a body of Anarchists? If some one were to throw a bomb from yonder gallery be would be no less an Anarchist than be who on this floor defies the power of the House. (Cries of "Shame, shame," and hisses.)
"While the people of this country are in the throes of hunger and starvation," "Yes, she looks back twice at the dress of nearly every woman she passes."





The "Conservatives" in the Senate have issued a call,

Would-Be Poisoner Rapowsky Acts the Maniac in Court.

Threw Himself on the Floor When Sentenced to Ten Years.

Carried Struggling by Officers Down

sentenced to ten years in State prison, Some time ago the couple separated.

bill recommended that the Company should not be allowed to locate it above

(By Associated Press.)

the House Committee on Commerce

WASHINGTON. Feb. 23.-Another change in the New York and New Jer-

The sub-Committee in charge of the

Sixty-ninth street, and the report was

The original bill placed the upriver

limit at Seventy-first street, but the

House Caucus on Rules.

(fiv Associated Press)

WASHINGTON, Feb. 23.-Representa tive Holman, Chairman of the Demoratic Caucus Committee of the House

will call a caucus at an early date to which members may be compelled to vote to make a quorum. The call is in re-

Probably a Senate Cancus Monday

(By Associated Press.)

watch which she had brought to him last year for repairs. Mr. Hay said that the watch has been stolen Justice Ryan said he would enter tate a charge of grand larceny against flav unless he paid Miss Carmichael the value of hie watch by Feb. 23.

(From Halls.)
Patient No. 1-Happy is the man who

nonzense" Such juck happens only one man in a thousand. A Great Gift.

(From Judge.)

approved.

As soon as Rapowsky was sentences

limit at Seventy-first street, but the limits now established are from Fifty-ninth to Sixty-ninth street. It was decided also to amend the bill by requiring that the expenditures of \$250,000 the first year and \$1,050,000 each following year must be made "in mon-ey." With these changes the bill will be reported to the House. he began to scream and caused such a ommotion that he was seized by court officers and taken to the pen, where he taken outside. Immediately after getting out of the court-room Rapowsky threw himself

down on the stone floor of the corridor and yelled again.

He had to be unshackled from his fel-low-prisoners and was carried bodily downstairs and into the "Black Maria" downstairs and into the Black Maria outside. Rapowsky fought like a maniac with the officers down the steps of the build again the continued fighting up to the van. It took the united exertions of three strong men to lift him into the vehicle, while hundreds of people looked on.

The prisoner was at once driven to the Tombs, where the same scene was repeated. He will be taken to Sing Sing to-night.

## SAID HE GAMBLED AWAY \$85.

WASHINGTON, Feb. 23. Senator Gor-Winters Arrested on Janson's Complaint, but is Discharged.

J. K. Winters, who conducts a pooroom at 292 Eighth avenue, was ar-ranged this afternoon before Justice Ryan in Jefferson Market Court on the charge of keeping a gambling house. James Janson, of 271 West Twenty decord street, said that he had lost \$5, to poker and another gambling game in Winters's place.

Winters denied having seen Janson before, and denounced the charge as false, betective Cregan, of the Sixteenth Predict, testified that he had never noticed my gambling.

## ny gambling. Justice Ryan discharged Winters. LOST EIGHT OF HER MEN.

Terrible Storm Experience of the Bark Montgomery Castle.

Patient No 2-Why do you talk such (Re Associated Press.) Fayat one of the Azore Islands, says the British back Montgomery Castle

bound from New York to Anjer, Java. periencing fearful weather. All the bark's boats were washed away, her cabin was stove in, everything mov

able on her decks was washed overboard and she was leaking. In addition eight of her crew, including all the officers, were washed overboard and drowned, leaving nobody on board the ship capable of navigating her.

TO CALL ANOTHER MAN PAPA. Mr. Bachrach Fears His Child Will

Dislike Him. Judge McAdam, in the Superior Court, o-day, granted the application of Henry cause why his child, Henry B. Bachrach, jr., should not be given into his custody pending the trial of an action K. Bachrach. This action was begun on

Mr. Bachrach is in the insurance busi Isanc Rapowsky, nineteen years old, of ness at the above address, and is well 39 Hester street, who was convicted of known. With his wife, until recently, putting poison in the soup of the Meyer he has been living in the swell apart family at 9 First street, on Feb. 6, was ment-house at 696 Columbus avenue In his complaint, the plaintiff says that when he left his wife their child, aged

Sessions to-day.

When arraigned at the bar Rapowsky protested that he had been wrongfully convicted.

He denounced the jury for their verdict and said that the policeman who arrested him had committed perjury at the trial in swearing that he had found grains of the polson in his pocket.

Rapowsky refused to allow his counsel to speak in his behalf. He said he was capable of doing his own talking. After he had finished his tirade against the police and jury, Judge Martine passed the above sentence.

The Judge severely scored the prisoner for his act, and said it was fortunate that he was not in court on a charge of murder. Fortunately the poison did not take effect.

As soon as Rapowsky was sentenced

## EAST ST. LOUIS RESULTS.

John R., at 7 to 1. Beats Fairy is the Second Race.

RACE TRACK, EAST ST. LOUIS. Feb. 23.-The races were continued her to-day, with the following results: to-day, with the following results;

First Race—Five and a half furlongs.—
Won by Zender, 3 to 1 and even; Bango,
2 to 1 place, was second, and Cleofus
third. Time—1.112-4.

Second Race—Five furlongs—Won by
John R., 7 to 1 and 2 to 1; Fairy, 7 to 2
place, was second, and Catoosa third.

Time—1.04-1-2.

Third. Race—Six furlongs—Won by Fime-1.041-2.
Third Race-Six furlongs, -Won by Chiswick, with Oakview second and Frankie D. third.

## RESULTS AT NEW ORLEANS.

ondon Smoke Captures the Sec ond Event, at 5 to 1. RACE TRACK, NEW ORLEANS Feb. 23.-To-day's racing at this track

Feb. 22.—To-day's racing at this track resulted as follows:

First Race—Five furlongs.—Won by Rebuff. 2 to 1 and even; Billy Duncan, 3 to 1 place, was second, and Blue Eyes third. Time—1.09.

Second Race—One mile.—Won by London Smoke, 5 to 1 and 8 to 5; Progression, 3 to 2 place, was second, Bret Harte third. Time—1.39.4.

Third Race—Six furlongs.—Won by Marcei, with Billy Hartigan second and Katydid third.

## (From Halls.) First Girl-He is absolutely heartless.

Second Girl-That does not matter as long as he is well supplied with dia-nonds.

(From Truth.)

Jess-Haw do you suppose he came to propose to me?

Bess-Got thed of talking about the reather, probably.

A Horrible Fate.

(From Hallo.) "That's awful!" said Mrs. Malaprop ooking up from her paper.

# GILROY ANGRY AGAIN.

President Tappen Once More Gets a Lecturing.

School Commissioners Also In for a Catechising.

Resignations May Result from the Meeting of To-Day.

The Park Department and the Board of Education again ran counter of Mayor Gilroy to-day at the meeting of the Board of Estimate and received a severe scoring, because they don't do things the Mayor's way. Both were censured for apparent mismanagement.
Such a proceeding is not an exception but the rule now at every meeting of the Board of Estimate, when Park and Board of Education affairs are con-sidered. The Mayor has been finding fault with the administration of the Park Department ever since ex-Judge Tappen succeeded Paul Dana as Presi-dent, and the Board of Education hardly ever does anything to suit the Board of Estimate. There have been no resig-nations so far, but some are expected

the Mayor when he asked for \$12,000 to Hundred and Fifty-third street, between Seventh avenue and Macomb's Dam

road, and \$31,000 for laying out walks in Morningside Park, the work to be done by contract.

"You are not carrying out the intention of the law authorizing the \$1,000,000 appropriation." said the Mayor, and his clinched hand came down hard on the table. "I want you to provide day's work for the unemployed. If you propose to farm out this work by contract you won't get a cent. This money was authorized to give work for the unemployed, not for beautifying the parks. Now you propose to give this money to contractors.

"Your Department is too slow in providing day's work for laborers."

Judge Tappen pleadingly asked where he could put more day laborers at work. "If I were President of the Park Department I would not ask that question," said Commissioner Parker.

Compitoller Fitch said the walks in Riverside Park were in a disgraceful condition.

"Yes, they cover two feet of mud," replied Judge Tappen.

"Yes, they cover two feet of mud," retorted Mr. Fitch.

Judge Tappen got \$15,000 to start work in Morningside Park by day's labor. His plan for rock excavation was rejected.

Mayor Gilroy instructed Judge Tappen to put all the men to work he could at once, "and let there be no more delay."

Judge Tappen left the room saying he bowed to the superior wisdom of the children from their homes to the schools in the Annexed District, which the Board of Education presented, called forth

A bill of \$700 for transportation for children from their homes to the schools in the Annexed District, which the Board of Education presented, called forth caustic comments on the extravagant methods of that Board. In this connection the matter of new buildings for the Board of Education and the City College was brought up, and the Board of Estimate went unanimously on record as opposed to the expenditure of any money on a new college building until every child in New York is provided with the facilities for a common school education. This is the language of a resolution which was adopted and which will be sent to Albany for the information of the members of the Legislature and the Governor.

which was adopted and which will be sent to Albany for the information of the members of the Legislature and the Governor.

"I should think," said Comptroller Fitch, "that among twenty-one School Commissioners there would be one reformer whom it would strike that transportation of children was a useless expense. New schools are constantly being built in the Twenty-third and Twenty-fourth Wards, and they are not so far away from habitations that children cannot walk to them."

"They also want a new City College building," added the Mayor, "They think they can get enough for the present sits to pay for a new building, but the money for old school sites never reaches the fund for new sites, it is always spent for other purposes. And I suppose later on they will want money for a Gological Museum and an expensive laboratory.

"I say not one cent for fancy buildings and a fancy college course until every child has been provided with a common school education."

The Mayor's remarks were embodied in the resolution adopted.

The Gerry Society asked the Board to approve a bill authorising an appropriation by the city of \$20,000 to the Society for the purposes of carrying on its work. The matter was referred to Corporation Counsel Clark.

The Hoard distributed \$2,000 of excise moneys among charitable institutions who care for committed children.

After the meeting the members of the Board of Estimate discussed the advisability of personally supervising the improvements under the million dollar appropriation, in order that they may be promptly carried out. Comptroller Fitch objected, on the ground that such a course would relieve the Park Board of responsibility, and no action was taken.

Secretary Burns said there were 65 men employed on special park work today.

## CIGARS AND GIN SEIZED.

inspectors Say They Belong to the Crandon's Captain. Four hundred cigars, four cases of gin.

three of bay rum, one of Scotch whiskey and two demijohns of rum were seized to-day by United States customs in-spectors in Brooklyn on the brig John H. Crandon.

The articles selzed were concealed, and according to the statements of the in-spectors belonged to the captain.

# The Newspaper Publishers' Association met lay at the Imperial Botet and elected the ful

ing officers President, J. W. Scott, Chicago Re-ald; Vice-President, E. H. Woods, Reston Result) Secretary, W. C. Bryant, Brooklyn Times; Presid-urer, H. S. Gunninon, Brooklyn Eagle; Executive Committee, C. W. Knapp, St. Louis Republic, M. A. McRise, Chicaleratt Post, and F. Drinesil, St. Paul Pieneer-Press.